

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Andrew E. Roth,

Plaintiff,

– against –

Macellum Opportunity Fund LP, *et al.*,

Defendants.

**NOTICE OF  
VOLUNTARY DISMISSAL**

20-cv-09176-AKH

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), the plaintiff, Andrew E. Roth, hereby gives notice that the above-captioned action is voluntarily dismissed, without prejudice, against defendants Macellum Opportunity Fund LP, Macellum Management LP, Macellum Advisors GP, LLC, Ancora Merlin Institutional LP, Ancora Merlin LP, Ancora Catalyst Institutional LP, Ancocra Catalyst LP, Ancora Catalyst SPV I LP, Ancora Catalyst SPV I SPC Ltd, Ancora Advisors LLC, Jonathan Duskin, Frederick DiSanto, and nominal defendant Big Lots, Inc.

Dated: New York, New York  
November 18, 2020

OSTRAGER CHONG FLAHERTY  
& BROITMAN P.C.

By: /s/ Roberto L. Gomez  
Roberto L. Gomez

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